

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

GERALD A. ZIELINSKI,)	
)	Civil Action
Plaintiff)	No. 11-cv-05053
)	
v.)	
)	
WHITEHALL MANOR, INC.,)	
)	
Defendant)	

O R D E R

NOW, this 28th day of September, 2012, upon
consideration of the following documents:

- (1) Partial Motion to Dismiss Counts III and IV of Plaintiff's Amended Complaint Against Defendant Whitehall Manor, Inc., which motion was filed on December 13, 2011, together with;
 - (A) Memorandum of Law of Defendant, Whitehall Manor, Inc., in Support of its Partial Motion to Dismiss Counts III and IV of Plaintiff's Amended Complaint;
- (2) Plaintiff's Brief in Opposition to Defendant's Motion to Dismiss, which brief was filed on January 5, 2012; and
- (3) Plaintiff's Amended Complaint, filed December 7, 2011;

and for the reasons expressed in the accompanying Opinion,

IT IS ORDERED that the Partial Motion to Dismiss Counts III and IV of Plaintiff's Amended Complaint Against Defendant Whitehall Manor, Inc. is denied.

BY THE COURT:

/s/ JAMES KNOLL GARDNER
James Knoll Gardner
United States District Judge